

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ATTORNEY DOCKET NO. 234853

CLIENT REF. NO. 6/CW/FF40008US

U.S. APPLICATION NO. 10/530,325

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 USC 371 AND 37 CFR 1.491**

INTERNATIONAL APPLICATION NO.
PCT/IB03/04353

INTERNATIONAL FILING DATE
October 3, 2003

PRIORITY DATE CLAIMED
October 2, 2002

TITLE OF INVENTION Sealing, Trimming or Guiding Strips

APPLICANT(S) FOR DO/EO/US TITZ, Peter

Applicant hereby petitions the United States Designated/Elected Office (DO/EO/US) to accept the enclosed declaration on behalf of an Inventor that refuses to sign and submits herewith the following items and other information:

1. ☐ This is a **FIRST** submission of items concerning a filing under 35 USC 371 and 37 CFR 1.491.
 2. ☒ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 USC 371 and 37 CFR 1.491.
 3. ☐ This is an express request to begin national examination procedures (35 USC 371(f)).
 4. ☐ The US has been elected by the expiration of 19 months from the priority date (PCT Article 31).
 5. ☐ A copy of the International Application as filed (35 USC 371(c)(2))
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
 6. ☐ An English language translation of the International Application as filed (35 USC 371(c)(2)).
 7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 USC 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
 8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 USC 371(c)(3)).
 9. ☐ An oath or declaration of the inventor(s) (35 USC 371(c)(4)).
 10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 USC 371(c)(5)).
 11. Nucleotide and/or Amino Acid Sequence Submission
 - a. ☐ Computer Readable Form (CRF)
 - b. Specification Sequence Listing on:
 - i. ☐ CD-ROM or CD-R (2 copies); or
 - ii. ☐ Paper Copy
 - c. ☐ Statement verifying identity of above copies
- Items 12 to 19 below concern other document(s) or information included:**
12. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
 - ☐ Form PTO-1449
 - ☐ Copies of References (except for U.S. patents and applications)
 13. ☐ An assignment for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
 14. ☐ A FIRST preliminary amendment.
 - ☐ A SECOND or SUBSEQUENT preliminary amendment.
 15. ☐ A substitute specification.
 16. ☐ A change of power of attorney and/or address letter.
 17. ☐ Application Data Sheet Under 37 CFR 1.76
 18. ☒ Return Receipt Postcard

U.S. APPLICATION NO. 10/530,325	INTERNATIONAL APPLICATION NO. PCT/IB03/04353	ATTORNEY DOCKET NO. 234853	CLIENT REF. NO. 6/CW/FF40008US
------------------------------------	---	-------------------------------	-----------------------------------

19. ☒ Other items or information:

- Petition Pursuant to 37 CFR 1.137(b) to Revive an Unintentionally Abandoned Application;
- Petition for a Five-Month Extension of Time to Respond;
- Response to Notice to File Missing Parts;
- Copy of Notification of Missing Requirements Under 35 U.S.C. § 371;
- Petition by Person Having Proprietary Interest to File Application on Behalf of Inventor Who Refuses to Sign (37 C.F.R. 1.47(b));
- Combined Declaration for Utility or Design Patent Application and Power of Attorney, executed on behalf of inventor;
- Statement of Fact in Support of Filing on Behalf of Nonsigning Inventor (37 C.F.R. 1.47 (b))
- Statement Establishing Proprietary Interest by Person Signing on Behalf of Nonsigning Inventor with Attachments;
- Statement by Person Having First Hand Knowledge that Nonsigning Inventor Was Employee or Otherwise Obligated to Person With Sufficient Proprietary Interest When Invention Was Made;
- Statement by Person Having First Hand Knowledge that Efforts Were Made to Obtain the Inventor's Signature.

20. The following fees are submitted:	CALCULATIONS	PTO USE ONLY
<input type="checkbox"/> Basic National Fee (37 CFR 1.492(a)(1)-(5)): (\$300 filing fee + \$200 examination fee + \$500 search fee) \$1,000.00		
ENTER APPROPRIATE BASIC FEE AMOUNT=	\$	
<input type="checkbox"/> Claim Fee		
CLAIMS	NUMBER FILED	NUMBER EXTRA
Total Claims	-20=	x \$ 50.00
Independent Claims	- 3 =	x \$ 200.00
<input type="checkbox"/> Multiple Dependent Claim(s) (if applicable)	+\$360.00	
<input type="checkbox"/> Specification Fee (\$250 for each additional 50 sheets over 100)	\$	
<input checked="" type="checkbox"/> Late Filing of Declaration Surcharge	\$130.00	
TOTAL OF ABOVE CALCULATIONS=	\$130.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.	\$ ()	
SUBTOTAL=	\$130.00	
<input type="checkbox"/> Processing fee of \$130.00 for furnishing English Translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date.	\$	
TOTAL NATIONAL FEE=	\$	
<input checked="" type="checkbox"/> Petition By Person Having Proprietary Interest (37 CFR 1.47(b))	\$130.00	
<input checked="" type="checkbox"/> Petition Pursuant to 37 CFT 1.137(b) to Revive Unintentionally Abandoned Application	\$1,500.00	
<input checked="" type="checkbox"/> Petition for Five-Month Extension	\$2,160.00	
TOTAL FEE=	\$3,920.00	
	Amount to be: refunded	\$
	charged:	\$

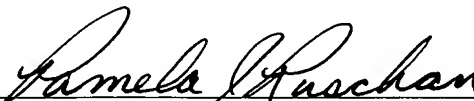
U.S. APPLICATION NO. 10/530,325	INTERNATIONAL APPLICATION NO. PCT/IB03/04353	ATTORNEY DOCKET NO. 234853	CLIENT REF. NO. 6/CW/FF40008US
------------------------------------	---	-------------------------------	-----------------------------------

- a. ☐ No fee is believed to be due.
- b. ☐ Please charge Deposit Account No. 12-1216 the total fee indicated above.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 12-1216. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO CUSTOMER NO.

23460


Pamela J. Ruschau, Registration No. 34,242
Leydig, Voit & Mayer, Ltd.
Two Prudential Plaza, Suite 4900
180 North Stetson Avenue
Chicago, Illinois 60601-6780
(312) 616-5600 (telephone)
(312) 616-5700 (facsimile)
Date: October 19, 2006

1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application No. 10/530,325

Applicant: Titz

Filed: April 1, 2005

TC/AU: Unassigned

Examiner: Unassigned

Docket No.: 234853 (Client Reference No. 6/CW/FF40008US)

Customer No.: 23460

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE TO FILE MISSING PARTS

Dear Sir

Applicant(s) hereby respond(s) to the Notice to File Missing Parts of Application dated November 25, 2005.

The items checked below are appropriate:

1. Status of Applicant

This application is on behalf of ☒ other than a small entity or ☐ a small entity.

CERTIFICATE OF MAILING UNDER 37 CFR 1.10			
I hereby certify that this Response and all accompanying documents are being deposited with the United States Postal Service on the date indicated below, in an envelope as "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 CFR 1.10, Mailing Label Number EV419251372, addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.			
Name (Print/Type)	Cryslea Russell		
Signature	<i>Cryslea Russell</i>	Date	10-19-06

2. Documents Submitted Herewith

- a. ☒ Declaration executed on behalf of inventor (see below)
- b. ☐ Nucleotide and/or Amino Acid Sequence Submission:
 - i. ☐ Computer Readable Form (CRF)
 - ii. Specification Sequence Listing on:
 - (1) ☐ CD-ROM or CD-R (2 copies); or
 - (2) ☐ Paper Copy
 - iii. ☐ Statement verifying identity of above copies
- c. ☐ Verified English translation of application
- d. ☒ Copy of the Notice to File Missing Parts of Application
- e. ☐ Substitute Drawings
- f. ☒ Other: Petition by Person Having Proprietary Interest to File Application on Behalf of Inventor Who Refuses to Sign (37 CFR 1.47 (b)) and attachments there to.

3. Application Filing Fee

- a. ☒ No application filing fee due
- b. ☐ Application filing fee due in amount calculated below:

BASIC FEE (\$300 FILING FEE + \$200 EXAMINATION FEE + \$500 SEARCH FEE)				\$1,000.00
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total Claims	- 20 =		x \$50.00	\$
Independent Claims	- 3 =		x \$200.00	\$
<input type="checkbox"/> Multiple Dependent Claim(s) if applicable			+ \$360.00	\$
<input type="checkbox"/> Application Size Fee (\$250 for each additional 50 sheets over 100)				\$
Total of above calculations =				\$
Reduction by 50% for filing by small entity =				\$()
Fee Already Paid =				\$
Fee Due =				\$

4. Late Filing of Oath or Declaration Surcharge

Pursuant to 37 CFR 1.16(e), the surcharge for filing this Response is for
☒ other than a small entity or ☐ a small entity.

Fee Due \$130.00

5. Petition to Revive Petition by Person Having Proprietary Interest

Pursuant to 37 CFR 1.137(b), the Petition fee for submitting a Petition pursuant to 37 CFR 1.137(b) to Revive an Unintentionally Abandoned Application is included.

Fee Due \$1,500.00

6. Petition By Person Having Proprietary Interest (37-CFR 1.47(b))

Pursuant to 37 CFR 1.17(h) the petition fee for submitting the Petition by Person Having Proprietary Interest to file Application on Behalf of Inventor Who Refuses to Sign (37 CFR 1.47(b)) is included.

Fee Due \$130.00

7. **Extension of Time**

- ☒ Applicant(s) petition(s) for a five-month extension of time under 37 CFR 1.136, the fee for which is \$2,160.00.
- ☒ Applicant(s) believe(s) that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant(s) has/have inadvertently overlooked the need for a petition and fee for extension of time.

Fee Due \$2,160.00

8. **Total Fee Due**

The total fee due is:

Application Filing Fee	\$0.00
Late Filing of Declaration Surcharge	\$130.00
Petition to Revive an Unintentionally Abandoned Application	\$1,500.00
Petition By Person Having Proprietary Interest (37 CFR 1.47(b))	\$130.00
Extension of Time Fee	\$2,160.00

Total Fee Due: \$3,920.00

9. **Fee Payment**

- ☐ Attached is a check in the sum of \$.
- ☒ Charge Account No. 12-1216 the sum of \$3,790.00. A duplicate of this transmittal is attached.

10. **Fee Deficiency**

- ☒ If any additional fee is required in connection with this communication, charge Account No. 12-1216. A duplicate of this transmittal is attached.



Pamela J. Ruschau, Reg. No. 34,242
LEYDIG, VOIT & MAYER, LTD.
Two Prudential Plaza, Suite 4900
180 North Stetson Avenue
Chicago, Illinois 60601-6780
(312) 616-5600 (telephone)
(312) 616-5700 (facsimile)

Date: October 19, 2006



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/530,325	FIRST NAMED APPLICANT Peter Titz	ATTY. DOCKET NO. 234853
---	-------------------------------------	----------------------------

INTERNATIONAL APPLICATION NO.

PCT/IB03/04353

I.A. FILING DATE 10/03/2003	PRIORITY DATE 10/02/2002
--------------------------------	-----------------------------

23460

LEYDIG VOIT & MAYER, LTD
TWO PRUDENTIAL PLAZA, SUITE 4900
180 NORTH STETSON AVENUE
CHICAGO, IL 60601-6780

LEYDIG, VOIT & MAYER
RECEIVED

DEC 05 2005

CONFIRMATION NO. 9676

371 FORMALITIES LETTER



OC000000017492883

LAH

PAY/TM Due Date

1-25-06

Date Mailed: 11/25/2005

6-25-06 final

JC

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/01/2005
- Copy of the International Search Report filed on 04/01/2005
- Copy of IPE Report filed on 04/01/2005
- Preliminary Amendments filed on 04/01/2005
- Information Disclosure Statements filed on 04/01/2005
- Request for Immediate Examination filed on 04/01/2005
- U.S. Basic National Fees filed on 04/01/2005
- Priority Documents filed on 04/01/2005
- Specification filed on 04/01/2005
- Claims filed on 04/01/2005
- Abstracts filed on 04/01/2005
- Drawings filed on 04/01/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/530,325	PCT/IB03/04353	234853

FORM PCT/DO/EO/905 (371 Formalities Notice)